## No. 18

# **MICHIGAN SENATE**

## DAILY CALENDAR

THURSDAY, FEBRUARY 23, 2006 10:00 a.m.

	MOTIONS					
SB 246 Sen. Emerson School aid; fiscal year appropriations; minimum functional level for K-12 education; provide for. Amends title & sec. 11 of 1979 PA 94 (MCL 388.16 & adds secs. 12 & 147a. Motion to discharge Committee on Appropriations.						
SB	318 Sen. Basham Labor; hours and wages; minimum wage; increase. Amends sec. 4 of 1964 PA 154 (MCL 408.384). Motion to discharge Committee on Commerce and Labor pending.	SB				
	MESSAGES FROM THE GOVERNOR					
SB	B 272 Sen. Switalski Appropriations; general government; general government; provide for fiscal year 2005-2006. Creates appropriation act. Approved by Governor, with line items vetoed, Wednesday, September 28, 2005. For veto message, see Senate Journal No. 87 of 2005, page 1760. Vetoed line items pending.					
SB	Appropriations; human services; department of human services; provide for fiscal year 2005-2006.  Creates appropriation act.  Approved by Governor, with line items vetoed, Wednesday, September 28, 2005.  For veto message, see Senate Journal No. 87 of 2005, page 1760.  Vetoed line items pending.					
SB	264 Sen. Barcia Appropriations; agriculture; department of agriculture; provide for fiscal year 2005-2006. Creates appropriation act.	SB				

Approved by Governor, with line items vetoed,

For veto message, see Senate Journal No. 87 of 2005,

Wednesday, September 28, 2005.

Vetoed line items pending.

page 1761.

#### MESSAGES FROM THE GOVERNOR

<del>\_\_\_\_</del> 6 <del>\_\_\_\_\_</del>

SB 274 Sen. Clarke

Appropriations; history, arts, and libraries; department of history, arts, and libraries; provide for fiscal year 2005-2006

Creates appropriation act.

Approved by Governor, with line items vetoed, Thursday, September 29, 2005.

For veto message, see Senate Journal No. 87 of 2005, page 1762.

Vetoed line items pending.

7

SB 281 Sen. Barcia

Appropriations; transportation; state transportation department; provide for fiscal year 2005-2006.

Creates appropriation act.

Approved by Governor, with line items vetoed, Friday, September 30, 2005.

For veto message, see Senate Journal No. 87 of 2005, page 1762.

Vetoed line items pending.

8

SB 175 Sen. Brown

Economic development; other; tax incentives for distribution and warehousing facilities; provide for.

Amends sec. 2 of 1974 PA 198 (MCL 207.552).

Vetoed by Governor, Thursday, November 17, 2005. For veto message, see Senate Journal No. 105 of 2005, page 2258.

Veto pending.

9

SB 236 Sen. Johnson

Appropriations; zero budget; capital outlay; provide for fiscal year 2005-2006 and to make, supplement, and adjust appropriations for certain state departments for fiscal years 2005 and 2006.

Creates appropriation act.

Approved by Governor, with line items vetoed, Monday December 19, 2005.

For veto message, see Senate Journal No. 1, page 5. Vetoed line items pending.

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SB 892 Sen. Hardiman

Human services; employment and training; work first participation requirements; revise.

Amends sec. 57f of 1939 PA 280 (MCL 400.57f) & adds secs. 57s, 57t, 57u & 57v.

Vetoed by Governor, Tuesday, December 27, 2005. For veto message, see Senate Journal No. 1, page 6. Veto pending.

#### MESSAGES FROM THE GOVERNOR

<del>\_\_\_\_ 11 \_\_\_\_\_</del>

#### SB 893 Sen. Cropsey

Human services; services or financial assistance; sanctions for noncompliance; revise.

Amends 1939 PA 280 (MCL 400.1- 400.119b) by adding secs. 57q & 57r.

Vetoed by Governor, Tuesday, December 27, 2005. For veto message, see Senate Journal No. 1, page 6. Veto pending.

\_\_\_\_ 12 \_\_\_\_\_

#### SB 956 Sen. Stamas

Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2005-2006.

Creates appropriation act.

Approved by Governor, with line item vetoed, Friday, February 3.

For veto message, see Senate Journal No. 10, page 161.

Vetoed line item pending.

\_\_\_\_ 13 \_\_\_\_

## SB 957 Sen. Cassis

Single business tax; credit; alternative tax rate and percentage reduction in tax liability; revise.

Amends sec. 36 of 1975 PA 228 (MCL 208.36).

Vetoed by Governor, Friday, February 3.

For veto message, see Senate Journal No. 10, page 162.

Veto pending.

#### MESSAGES FROM THE HOUSE

\_\_\_\_ 14 \_\_\_\_\_

#### HB 5177 Rep. Pavlov

Environmental protection; solid waste; foreign municipal solid waste; provide penalty for violation of disposal prohibition.

Amends sec. 11549 of 1994 PA 451 (MCL 324.11549).

I.E. House, September 21, 2005.

I.E. Senate, December 1, 2005.

Returned from House as requested, Wednesday, February 8, 2006.

Motion to suspend rules to reconsider vote pending.

**—** 15 **———** 

#### **HB** 5178 Rep. Palsrok

Criminal procedure; sentencing guidelines; sentencing guidelines for crime of importing solid waste from a foreign country; enact.

Amends sec. 13c, ch. XVII of 1927 PA 175 (MCL 777.13c).

I.E. House, September 21, 2005.

I.E. Senate, December 1, 2005.

Returned from House as requested, Wednesday, February 8, 2006.

Motion to suspend rules to reconsider vote pending.

#### THIRD READING OF BILLS

#### SB 127 Sen. Hardiman

Communications; cellular telephone; customer consent to list numbers in a cell phone directory; require.

Amends 1991 PA 179 (MCL 484.2101 - 484.2701) by adding sec. 360a.

Reported by Committee on Technology and Energy.

For Senate amendments, see Senate Journal No. 10, page 163.

Committee recommended I.E.

## SB 102 Sen. Cropsey

Corrections; state facilities; Ionia maximum correctional facility; rename to Jack Welborn correctional facility.

Amends 1953 PA 232 (MCL 791.201 - 791.283) by adding sec. 20d.

Reported by Committee on Judiciary.

Committee recommended I.E.

#### SB 337 Sen. Allen

Single business tax; credit; tax credit for historical buildings; create and limit issuance of.

Amends 1975 PA 228 (MCL 208.1 - 208.145) by adding sec. 35c.

Reported by Committee on Commerce and Labor. Senate substitute (S-2).

Committee recommended I.E.

<del>\_\_\_\_\_ 19 \_\_\_\_\_</del>

#### **HB 4108** Rep. Mayes

Torts; liability; immunity for farmers who use tank locks or dye additives to prevent anhydrous ammonia theft; provide for.

Amends 1961 PA 236 (MCL 600.101 - 600.9947) by adding secs. 2975 & 2976.

I.E. House, June 9, 2005.

House substitute (H-3).

Reported by Committee on Agriculture, Forestry and Tourism.

Senate substitute (S-1).

Committee recommended I.E.

— 20 ——

## SB 973 Sen. Hammerstrom

Elections; election officials; state board of canvassers and director of elections; revise duties concerning ballot question language.

Amends sec. 32 of 1954 PA 116 (MCL 168.32) & repeals sec. 22e of 1954 PA 116 (MCL 168.22e).

Reported by Committee on Government Operations. Committee recommended I.E.

\_\_\_\_ 21 \_\_\_\_\_

## SB 974 Sen. Kuipers

Elections; election officials; state board of canvassers and director of elections; revise duties concerning ballot question petitions.

Amends sec. 474 of 1954 PA 116 (MCL 168.474).

Reported by Committee on Government Operations. Committee recommended I.E.

#### THIRD READING OF BILLS

\_\_\_\_ 22 \_\_\_\_\_

#### **SB** 975 Sen. Bishop

Elections; election officials; state board of canvassers and director of elections; revise duties concerning ballot questions

Amends sec. 474a of 1954 PA 116 (MCL 168.474a).

Reported by Committee on Government Operations. Committee recommended I.E.

— 23 —

## SB 976 Sen. Cropsey

Elections; election officials; state board of canvassers and director of elections; revise duties concerning ballot question petitions.

Amends sec. 476 of 1954 PA 116 (MCL 168.476).

Reported by Committee on Government Operations. Committee recommended I.E.

— 24 —

#### **HB** 4893 Rep. Gaffney

Occupations; athletics; licensure of athletic trainers; provide for.

Amends sec. 16263 of 1978 PA 368 (MCL 333.16263) & adds sec. 16336 & pt. 179.

I.E. House, February 9, 2006.

House substitute (H-2).

Reported by Committee on Health Policy.

Committee recommended I.E.

#### **GENERAL ORDERS**

\_\_\_\_\_ 25 \_\_\_\_\_

#### SB 233 Sen. Bishop

Administrative procedure; rules; rescission of proposed credit scoring rules; provide for.

Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 2111a.

Referred to Committee of the Whole pursuant to MCL 24.245a.

\_\_\_\_ 26 \_\_\_\_\_

## SB 196 Sen. Jelinek

Legislature; legislators; legislator to substitute teach in public schools without pay; allow.

Amends secs. 1230, 1230a & 1233 of 1976 PA 451 (MCL 380.1230 et seq.).

Reported by Committee on Education.

Senate substitute (S-1).

Committee recommended I.E.

— 27 ——

#### **HB** 4481 Rep. Gaffney

Elections; voting procedures; certain restrictions on requests for registration or absentee ballots; revise.

Amends sec. 759a of 1954 PA 116 (MCL 168.759a) & repeals sec. 504 of 1954 PA 116 (MCL 168.504).

I.E. House, April 19, 2005.

House substitute (H-1).

Reported by Committee on Government Operations. Senate substitute (S-1).

Committee recommended I.E.

#### **GENERAL ORDERS**

— 28 ———

#### SB 43 Sen. Thomas

Income tax; credit; certain physicians with medical care practices in medically underserved areas; provide credit.

Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding sec. 272.

Reported by Committee on Finance.

Senate substitute (S-1).

Committee recommended I.E.

\_\_\_\_ 29 \_\_\_\_\_

## HB 4555 Rep. Pearce

Transportation; funds; certain portion of transportation funds earmarked for nonmotorized trails; provide for.

Amends sec. 10k of 1951 PA 51 (MCL 247.660k).

I.E. House, June 9, 2005.

House substitute (H-2).

Reported by Committee on Commerce and Labor.

Senate substitute (S-2).

Committee recommended I.E.

**—** 30 **—** 

## SB 584 Sen. Olshove

Economic development; renaissance zones; definition of alternative energy zone; modify.

Amends sec. 8a of 1996 PA 376 (MCL 125.2688a).

Reported by Committee on Technology and Energy. Committee recommended I.E.

\_\_\_\_ 31 \_\_\_\_\_

#### SB 705 Sen. Brown

Highways; other; hydrogen highway; create.

Amends 1951 PA 51 (MCL 247.651 - 247.675) by adding sec. 1j.

Reported by Committee on Technology and Energy. Committee recommended I.E.

#### SB 583 Sen. Allen

State; authorities; Michigan next energy authority; revise. Amends sec. 2 of 2002 PA 593 (MCL 207.822).

Reported by Committee on Technology and Energy. Senate substitute (S-3).

Committee recommended I.E.

\_\_\_\_ 33 \_\_\_\_\_

## SB 541 Sen. Sanborn

Torts; civil procedure; revised structured settlement protection act; enact.

Creates new act & repeals 2000 PA 330 (MCL 691.1191 - 691.1197).

Reported by Committee on Judiciary.

Committee recommended I.E.

— 34 ———

#### SB 891 Sen. Hardiman

Family law; child support; collection duties for certain state departments; establish.

Amends title & secs. 1, 3, 13 & 28 of 1941 PA 122 (MCL 205.1 et seq.) & repeals 1927 PA 375 (MCL 14.131 - 14.134).

Reported by Committee on Families and Human Services.

Senate substitute (S-1).

Committee recommended I.E.

#### **GENERAL ORDERS**

\_\_\_\_\_ 35 \_\_\_\_\_

#### **SB 403** Sen. Toy

Health; occupations; nutritionists and dietitians; provide for state licensure and title protection.

Amends secs. 16131 & 16263 of 1978 PA 368 (MCL 333.16131 & 333.16263) & adds sec. 16346 & pt. 183A.

Reported by Committee on Health Policy. Committee recommended I.E.

— 36 ———

#### HB 4642 Rep. Jones

Weapons; other; licensed spouse to carry or transport another licensed spouse's inspected pistol; allow.

Amends sec. 12 of 1927 PA 372 (MCL 28.432).

I.E. House, September 13, 2005.

House substitute (H-1).

Reported by Committee on Judiciary.

Senate substitute (S-1).

Committee recommended I.E.

#### **COMMITTEE REPORTS**

\_\_\_\_\_ 37 \_\_\_\_\_

#### SB 183 Sen. McManus

Vehicles; equipment; use of child safety restraint system or booster seat for certain children; require.

Amends sec. 710e of 1949 PA 300 (MCL 257.710e).

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

\_\_\_\_\_ 38 \_\_\_\_\_

#### 262 Sen. George

Vehicles; equipment; waiver of fines for certain child car restraint system violations; provide for under certain circumstances.

Amends sec. 907 of 1949 PA 300 (MCL 257.907).

Reported by Committee on Transportation.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

\_\_\_\_\_ 39 \_\_\_\_\_

#### SB 314 Sen. Hammerstrom

Vehicles; equipment; child restraint safety seat; require to be in rear seat if vehicle has rear seat and remove nursing child exemption.

Amends sec. 710d of 1949 PA 300 (MCL 257.710d).

Reported by Committee on Transportation.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### **COMMITTEE REPORTS**

#### **SB** 491 Sen. Kuipers

Traffic control; violations; penalties for failure to properly restrain a child less than 16 years of age in a vehicle; increase for second or subsequent violations.

Amends sec. 907 of 1949 PA 300 (MCL 257.907).

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

### SB 1041 Sen. Birkholz

Vehicles; equipment; use of rear seat child safety restraint system for children 12 and under; require under certain circumstances.

Amends sec. 710e of 1949 PA 300 (MCL 257.710e).

Reported by Committee on Transportation.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

\_\_\_\_\_ 42 \_\_\_\_\_

## HB 5240 Rep. Palmer

Traffic control; speed restrictions; establishment of speed limits; revise procedure and limits.

Amends secs. 5, 320a, 627, 628, 629 & 629c of 1949 PA 300 (MCL 257.5 et seq.) & repeals secs. 51 & 627b of 1949 PA 300 (MCL 257.51 & 257.627b).

I.E. House, January 19, 2006.

House substitute (H-1).

Reported by Committee on Transportation.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### HB

5241 Rep. Palmer
Traffic cont Traffic control; speed restrictions; speed restriction amendments to Michigan vehicle code; amend pupil transportation act to reflect.

Amends sec. 61 of 1990 PA 187 (MCL 257.1861).

I.E. House, January 19, 2006.

Reported by Committee on Transportation.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

## SB 881 Sen. Patterson

Military affairs; other; veterans memorial property commission; create.

Creates new act.

Reported by Committee on Senior Citizens and Veterans Affairs.

Senate substitute (S-1).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### **COMMITTEE REPORTS**

#### - 45 —

#### **SB** 882 Sen. Patterson

Military affairs; other; use of military memorial sites or military cemeteries for other intended purposes; prohibit.

Creates new act.

Reported by Committee on Senior Citizens and Veterans Affairs.

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

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#### HB 5624 Rep. Hune

Insurance; other; valuing of assets of domestic insurers; provide for.

Amends sec. 1305 of 1956 PA 218 (MCL 500.1305).

I.E. House, February 9, 2006.

For House amendment, see House Journal No. 13, page 204.

Reported by Committee on Banking and Financial Institutions.

Senate substitute (S-3).

Committee recommended I.E.

Refer to Committee of the Whole pursuant to Rule 3.701.

#### **SCHEDULED MEETINGS**

**21st Century Jobs Funds Joint Select Oversight Committee** (**SCR 38**) - Thursday, February 23, 8:30 a.m., Room 519, South Tower, House Office Building (373-2420)

**Agriculture, Forestry and Tourism -** Thursday, February 23, 8:30 a.m., Room 110, Farnum Building (373-1635)

#### **Appropriations** -

#### **Subcommittees -**

**Capital Outlay -** Thursday, February 23, 9:00 a.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

**Community Health Department -** Tuesdays, February 28 and March 14, 2:00 p.m., Senate Hearing Room, Ground Floor, Boji Tower (373-7946)

#### **SCHEDULED MEETINGS**

**Environmental Quality Department -** Tuesdays, February 28, March 7, and March 14, 1:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

**Higher Education -** Fridays, February 24, 10:00 a.m., Western Michigan University, Dorothy Upjohn Dalton Fine Arts Center, Room 1006, 1903 W. Michigan, Kalamazoo; March 3, Kettering University, Campus Center, Room A, 1700 W. Third Avenue, Flint; and March 13, Saginaw Valley State University, Curtiss Hall, Emeriti Room, University Drive, University Center (373-1760)

**Judiciary and Corrections -** Tuesdays, February 28, March 7, and March 14, 3:00 p.m., Room 402, Capitol Building (373-3760)

**K-12, School Aid, Education -** Thursdays, February 23, March 2, and March 9, 12:30 p.m., Rooms 402 and 403, Capitol Building (373-0897)

**Natural Resources Department -** Wednesdays, March 1, March 8, and March 15, 3:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-1725)

**Transportation Department -** Tuesdays, April 18, April 25, May 2, May 9, May 16, and May 23, 2:00 p.m., Senate Appropriations Room, 3rd Floor, Capitol Building (373-2523)

**Education -** Monday, February 27, 5:30 p.m., Brownstown Middle School, 20135 Inkster Road, Brownstown (373-6920)

**Families and Human Services** - Tuesday, February 28, 3:00 p.m., Room 210, Farnum Building (373-1801)

**Finance -** Thursday, February 23, 8:45 a.m., Room 100, Farnum Building (373-1758)

**Legislative Retirement Board of Trustees -** Wednesday, March 1, 3:00 p.m., Room H-252, Capitol Building (373-0575)

**Local, Urban and State Affairs -** Thursday, February 23, 12:00 noon, Room 110, Farnum Building (373-1707)

**Michigan Law Revision Commission -** Monday, February 27, 1:00 p.m., Legislative Council Administrator's Conference Room, 4th Floor, Boji Tower (373-0212)

#### **BILLS IN CONFERENCE**

		Conferees		Report Agreed To	
Bill No.	Brief Title	Senate	House	Senate	House
HB 4315	Counties; boards and commissions; county road commission; provide option to expand membership or eliminate.	Gilbert Kuipers Basham	LaJoy Hoogendyk Anderson		